FORM PTO-1390 (REV 10-2003)	U.S. DEPARTMENT OF COMMERCE PATENT AND TRADEMARK OFFICE

ATTORNEY'S DOCKET NUMBER

UDL0169PUSA

TRANSMITTAL LETTER TO THE UNITED STATES DESIGNATED/ELECTED OFFICE (DO/EO/US) CONCERNING A FILING UNDER 35 U.S.C. 371

U.S. APPLICATION NO. (If known, see 37 C.F.R. 1.5)

10/522360

INTERNATIONAL APPLICATION NO. PCT/GB2003/003334	INTERNATIONAL FILING DATE 30 July 2003 (30.07.03)	PRIORITY DATE CLAIMED 31 July 2002 (31.07.02)

TITLE OF INVENTION
APPARATUS FOR FORMING A HEAD ON A BEVERAGE

APPLICANT(S) FOR DO/EO/US
Paul Smith et al

Applicant herewith submits to the United States Designated/Elected Office (DO/EO/US) the following items and other information:
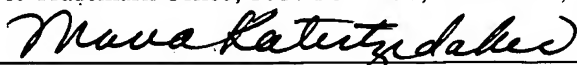
1. __X__   This is a **FIRST** submission of items concerning a filing under 35 U.S.C. 371.
2. ____   This is a **SECOND** or **SUBSEQUENT** submission of items concerning a filing under 35 U.S.C. 371.
3. ____   This is an express request to begin national examination procedures (35 U.S.C. 371(f)). The submission must include items (5), (6), (9) and (21) indicated below.
4. __X__   The US has been elected (Article 31).
5. __X__   A copy of the International Application as filed (35 U.S.C. 371(c)(2))
     a. ____   is attached hereto (required only if not communicated by the International Bureau).
     b. __X__   has been communicated by the International Bureau.
     c. ____   is not required, as the application was filed in the United States Receiving Office (RO/US).
6. ____   An English language translation of the International Application as filed (35 U.S.C. 371(c)(2)).
     a. ____   is attached hereto.
     b. ____   has been previously submitted under 35 U.S.C. 154(d)(4).
7. ____   Amendments to the claims of the International Application Under PCT Article 19 (35 U.S.C. 371(c)(3))
     a. ____   are attached hereto (required only if not communicated by the International Bureau).
     b. ____   have been communicated by the International Bureau.
     c. ____   have not been made; however, the time limit for making such amendments has NOT expired.
     d. ____   have not been made and will not be made.
8. ____   An English language translation of the amendments to the claims under PCT Article 19 (35 U.S.C. 371(c)(3)).
9. __X__   An oath or declaration of the inventor(s) (35 U.S.C. 371(c)(4)) - (unsigned).
10. ____   An English language translation of the annexes to the International Preliminary Examination Report under PCT Article 36 (35 U.S.C. 371(c)(5)).

Items 11 to 20 below concern document(s) or information included:

11. ____   An Information Disclosure Statement under 37 CFR 1.97 and 1.98.
12. __X__   This invention is assigned to **DIAGEO IRELAND**, of St. James Gate, Dublin 8, Ireland. The Applicant requests that the assignee information be published with the application. The executed Assignment will follow.
13. __X__   A preliminary amendment.
14. ____   An Application Data Sheet under 37 CFR 1.76.
15. ____   A substitute specification.
16. ____   A power of attorney and/or change of address letter.
17. ____   A computer-readable form of the sequence listing in accordance with PCT Rule 13ter.2 and 37 CFR 1.821 - 1.825.
18. ____   A second copy of the published international application under 35 U.S.C. 154(d)(4).
19. ____   A second copy of the English language translation of the international application under 35 U.S.C. 154(d)(4).
20. __X__   Other items or information: Postcard

"Express Mail" Mailing Label No.: EV 499 750 927 US

Date of Deposit: 26 January 2005

I hereby certify that this paper or fee is being deposited with the United States Postal Service "Express Mail Post Office to Addressee" under 37 C.F.R. 1.10 on the date indicated above and is addressed to: Mail Stop PCT, Commissioner for Patents, U.S. Patent & Trademark Office, P.O. Box 1450, Alexandria, VA 22313-1450 on:

Maria Katirtzidakis

21. The following fees are submitted:

BASIC NATIONAL FEE (37 CFR 1.492(a)(1)-(5)):

X	a) Basic national fee $300.00		
X	b) Examination fee $200.00		
X	c) Search fee $500.00		
	TOTAL OF ABOVE CALCULATIONS = $1,000.00	$1,000.00	

Additional fee for specification and drawings filed in paper over 100 sheets (excluding sequence listing or computer program listing filed in an electronic medium). The fee is $250 for each additional 50 sheets of paper or fraction thereof.			
Total Sheets	Extra Sheets	Number of each additional 50 or fraction thereof (round up to a whole number)	RATE
- 100 =	/ 50 =		X $250.00

$ 00.00

Surcharge of **$130.00** for furnishing the oath or declaration later than 30 months from the earliest claimed priority date (37 CFR 1.492(e)).			$ 00.00
CLAIMS	NUMBER FILED	NUMBER EXTRA	RATE
Total claims	26 - 20 =	6	X $50.00	$ 300.00
Independent claims	3 - 3 =	0	X $200.00	$ 00.00
MULTIPLE DEPENDENT CLAIM(S) (if applicable)			+ $360.00	$ 00.00
TOTAL OF ABOVE CALCULATIONS =				$1,300.00

Applicant claims small entity status. See 37 CFR 1.27. The fees indicated above are reduced by 1/2.	$ 00.00
SUBTOTAL =	$1,300.00

Processing fee of **$130.00** for furnishing the English translation later than 30 months from the earliest claimed priority date (37 CFR 1.492(f)).	$ 00.00
TOTAL NATIONAL FEE =	$1,300.00

Fee for recording the enclosed assignment (37 CFR 1.21(h)). The assignment must be accompanied by an appropriate cover sheet (37 CFR 3.28, 3.31). **$40.00** per property +	$ 00.00
TOTAL FEES ENCLOSED =	$1,300.00

Amount to be refunded:	$
Amount to be charged:	$

a.   __X__   A check in the amount of $ 1,300.00 to cover the above fees is enclosed.

b.   ____   Please charge my Deposit Account No. __02-3978__ in the amount of $_____ to cover the above fees.
A duplicate copy of this sheet is enclosed.

c.   __X__   The Commissioner is hereby authorized to charge any additional fees which may be required, or credit any overpayment to Deposit Account No. __02-3978__. A duplicate copy of this sheet is enclosed.

d.   ____   Fees are to be charged to a charge card. **WARNING:** Information on this form may become public. **Credit card information should not be included on this form.** Provide credit card information and authorization on PTO-2038.

NOTE: Where an appropriate time limit under 37 CFR 1.495 has not been met, a petition to revive (37 CFR 1.137(a) or (b)) must be filed and granted to restore the application to pending status.

SEND ALL CORRESPONDENCE TO:

CUSTOMER NO.

22045

Signature: _James A. Kushman_

Name: _____ James A. Kushman _____

Registration No.: _____ 25,634 _____